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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/583,949	03/29/2007	Michael Rosenbauer	2003P01776WOUS	1548

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BSH HOME APPLIANCES CORPORATION  
INTELLECTUAL PROPERTY DEPARTMENT  
100 BOSCH BOULEVARD  
NEW BERN, NC 28562

EXAMINER
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WALDBAUM, SAMUEL A

ART UNIT	PAPER NUMBER
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1792

MAIL DATE	DELIVERY MODE
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01/22/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Art Unit: 1792

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments filed January 12, 2009 have been fully considered but they are not persuasive.
2. Applicant is arguing that the prior art touch sensitive controller does not require a relatively light touch. First off the applicant never identifies or defines what a relatively light touch is, since relatively is a comparative term. Therefore a person touching the device is a relatively light touch when somebody touched with say a hammer. Therefore the prior art reference teaches using a relatively light touch to activate the switch.
3. The applicant is arguing that there is no support for using a touch sensitive controller that is responsive to a electromagnetic field. It is well within the ordinary skill level of a person of ordinary skill in the art to have known the type of touch controllers were available at the time the invention was made, as shown by the cited prior art. Therefore it is obvious to one of ordinary skill in the art at the time the invention to have used a touch sensitive controller that is responsive to an electromagnetic field to yield the predictable result of activating the switches.

/FRANKIE L. STINSON/  
Primary Examiner, Art Unit 1792